

JD/S /

PLAINTIFF UNITED STATES OF AMERICA	FILED	COURT CASE NUMBER 08cv0675-JAH(LSP)
DEFENDANT ONE RESIDENTIAL PROPERTY LOCATED AT 818 ORA AVO DRIVE, VISTA, CALIFORNIA	2008 AUG 22 AM 11:06	TYPE OF PROCESS PUBLICATION
SERVE AT	NAME OF INDIVIDUAL, COMPANY, CORPORATION, ETC. TO SERVE OR DESCRIPTION OF PROPERTY TO SEIZE OR CONDEMN CLERK US DISTRICT COURT SOUTHERN DISTRICT OF CALIFORNIA DRUG ENFORCEMENT ADMINISTRATION	
	ADDRESS (Street or RFD, Apartment No., City, State, and ZIP Code) 4560 VIEWRIDGE AVENUE, SAN DIEGO, CALIFORNIA 92123-1637	BY DEPUTY JUN

SEND NOTICE OF SERVICE TO REQUESTER AT NAME AND ADDRESS BELOW:

LEAH R. BUSSELL, Ass't United States Attorney
Office of the United States Attorney
880 Front Street, Room 6293
San Diego, CA 92101-8893

Number of process to be served with this Form - 285	100
Number of parties to be served in this case	1
Check for service on U.S.A.	<input checked="" type="checkbox"/> 5

SPECIAL INSTRUCTIONS OR OTHER INFORMATION THAT WILL ASSIST IN EXPEDITING SERVICE (Include Business and Alternate Address, All Telephone Numbers, and Estimated Times Available For Service)

DEA Case No. RV-07-0021; CATS ID 08-DEA-498798

Attached are copies of the Complaint for Forfeiture, Ad order, and Notice of Complaint. Please publish the Notice in a newspaper of general circulation for three (3) consecutive weeks and advise this office of the dates notice is published by return receipt. Please also post notice of the complaint on the defendant property.

Signature of Attorney or other Originator requesting service on behalf of :

<i>Leah R. Bussell / MSA</i>	<input checked="" type="checkbox"/> PLAINTIFF LEAH R. BUSSELL [AUSA] <input type="checkbox"/> DEFENDANT	TELEPHONE NUMBER (619) 557-7366	DATE 6/10/08
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SPACE BELOW FOR USE OF U.S. MARSHAL ONLY - DO NOT WRITE BELOW THIS LINE

I acknowledge receipt for the total number of process indicated. (Sign only first USM 285 if more than one USM 285 is submitted)	Total Process No. 1	District of Origin No. 98	District to Serve No. 98	Signature of Authorized USMS Deputy or Clerk <i>C. Baughman</i>	Date 6/18/08
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I hereby certify and return that I have personally served, have legal evidence of service, have executed as shown in "Remarks", the process described on the individual, company, corporation, etc. at the address shown above or on the individual, company, corporation, etc., shown at the address inserted below.

I hereby certify and return that I am unable to locate the individual, company, corporation, etc., named above (See remarks below).

Name and title of individual served (If not shown above). MICHAEL TOURNEY RECEPTION					<input type="checkbox"/> A person of suitable age and discretion then residing in the defendant's usual place of abode.		
Address (complete only if different than shown above)					Date of Service 07-07-2008	Time 3:06	am <input type="checkbox"/> pm <input checked="" type="checkbox"/>
					Signature of U.S. Marshal or Deputy <i>[Signature]</i>		
Service Fee \$45	Total Mileage Charges (including endeavors) \$11.62	Forwarding Fee	Total Charges \$56.62	Advance Deposits	JOSE OTIVAREZ	Amount Owed to US Marshal or	Amount or Refund

REMARKS:

Published in San Diego Commerce 7/15, 7/22 & 7/29/08; cost \$152.73.

RECEIVED
U.S. MARSHAL
SOUTHERN DISTRICT OF
CALIFORNIA

2008 JUN 18 A 8:59

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF CALIFORNIA

10 UNITED STATES OF AMERICA,) Case No. 08cv0675-JAH(LSP)
11 Plaintiff,)
12 v.) NOTICE OF COMPLAINT FOR
13 ONE RESIDENTIAL PROPERTY) FORFEITURE AGAINST
LOCATED AT 818 ORA AVO DRIVE,) REAL PROPERTY
14 VISTA, CALIFORNIA, AND ALL)
IMPROVEMENTS AND)
15 APPURTENANCES AFFIXED)
THERETO,)
16 Defendant.)
17 _____)

18
19 Pursuant to Supplemental Rule G(5), on 27 Jun 2008, I posted a Notice of
20 Complaint on and for the following described property:

21 ONE RESIDENTIAL PROPERTY LOCATED AT 818 ORA AVO
22 DRIVE, VISTA, CALIFORNIA, AND ALL IMPROVEMENTS
AND APPURTENANCES AFFIXED THERETO,

23 for the causes set forth in the complaint, to wit: violation of Title 28, United States Code, Sections
24 1345 and 1355, and Title 21, United States Code, Section 881(a)(7), now pending in the
25 United States District Court for the Southern District of California.

26 All persons asserting an interest in or claim against the defendant real property and who
27 have received direct notice of the forfeiture action must file a verified claim with the Clerk of this
28 Court pursuant to Rule G(5) of the Supplemental Rules for Admiralty or Maritime and Asset

1 Forfeiture Claims, thirty-five (**35**) days after the notice is sent; or if notice was published but direct
2 notice was not sent to the claimant or the claimant's attorney, a claim must be filed no later than
3 thirty (**30**) days after final publication of newspaper notice or legal notice or no later than sixty
4 (60) days after the first day of publication on an official internet government forfeiture site; or
5 within the time that the Court allows, provided any request for an extension of time from the Court
6 is made prior to the expiration of time which the person must file such verified claim. In addition,
7 any person having filed such a claim shall also serve and file an answer to the complaint or a
8 motion under Rule 12 of the Federal Rules of Civil Procedure within twenty (**20**) days after filing
9 the claim, and any person having timely filed such claim.

10 Supplemental Rule G(5) provides in pertinent part: "The claim must: (A) identify the
11 specific property claimed; (B) identify the claimant and state the claimant's interest in the property;
12 (C) be signed by the claimant under penalty of perjury; and (D) be served on the government
13 attorney designated under Rule G(4)(a)(ii)(C) or (b)(ii)(D).

14 Claims and Answers are to be filed with the Clerk, United States District Court for the
15 District of Southern California, with a copy thereof sent to Assistant United States Attorney
16 Stewart M. Young at 880 Front Street, Room 6293, San Diego CA 92101-8893. If you fail to do
17 so, judgment by default will be taken against you for the relief demanded in the complaint.
18

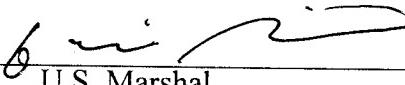
19 Additional procedures and regulations regarding this forfeiture action are found at 19
U.S.C. §1602-1619, 28 C.F.R. § 9, and 18 U.S.C. § 985.

20 In accordance with 18 U.S.C. § 985, this Notice shall be posted on the defendant property
21 and served on the property owner, along with a copy of the Complaint for Forfeiture.
22

DATED: 6/27/08

23 U.S. MARSHALS SERVICE
24

25 (SEAL)
26

27 By 
28 U.S. Marshal

ERIC SMIDT